UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW HAMPSHIRE

Gregory Alan Gaylor

V.

Civil No. 08-284-JD

NH State Prison, Warden, et al.

PROCEDURAL ORDER

The petitioner has filed a motion requesting a certificate of appealability (document no. 16). The court declines to issue a certificate of appealability on the ground that the petitioner has failed to make a substantial showing of the denial of a constitutional right.

SO ORDERED.

Joseph A. DiClerico, Jr. United States District Judge

March 9, 2009

cc: Gregory Alan Gaylor, pro se Susan P. McGinnis, Esquire